

Response to March 19, 2004 Office Action
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REMARKS

Claims 1, 13-17, 24, and 25 have been amended and claims 34, 37, 39, and 40 have been canceled. Claims 1-4, 6-11, 13-22, 24-33, 35, 36, and 38 are therefore pending and are presented for review. Favorable reconsideration and allowance are requested in light of the foregoing amendments and the remarks which follow.

1. Interview Summary

Applicant and applicant's representative wish to thank Examiner Goins for her courtesy during the personal interview conducted on July 22, 2004. During this interview, the inventor, Mr. Carini, and applicant's representative met with Examiner Goins to discuss the issues presented in this case. Mr. Carini briefly described the field of taxiway barricade technology, his knowledge of it, specific problems presented by it, and his solution to those problems. He discussed several key features of any commercially viable taxiway barricade system, among them being the need for frangible barricade structures. Applicant's representative then proposed to amend each of the independent claims to recite the frangibility feature in generally the same scope as is recited on page 2, lines 7-10 of the present application. Examiner Goins indicated that she would permit the entry of such amendments and that the amended claims would appear to be allowable over the prior art of record.

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2. Claim Rejection Under 35 USC §112

Claims 39 and 40 stand rejected under 35 USC §112, first paragraph, as failing to comply with the written description requirement. These claims have been cancelled without disclaimer or prejudice, hence mooting this rejection.

3. Rejection Based on Prior Art

All claims stand rejected over various combinations of the prior art including Rushing, Magdaleno, Chien, and York.

These rejections are believed to have been overcome by the amendments discussed in Section 1 above. Their withdrawal therefore is believed to be in order and is respectfully requested.

CONCLUSIONS

In light of the foregoing, withdrawal of all rejections and allowance of the application are believed to be in order and are respectfully requested. Should there be any remaining questions the attending to of which would expedite such action, the Examiner is requested to contact the undersigned at the telephone number appearing below.

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The Examiner is authorized to charge Deposit Account No. 50-1170 in the amount of \$210.00 in payment of the fee associated with a request for a two-month's extension of time by a *small* entity, which applicant hereby makes. Should the Examiner consider any additional fees to be payable in conjunction with this or any future communication, the Director is authorized to direct payment of such fees, or credit any overpayment to Deposit Account No. 50-1170.

Respectfully submitted,


Timothy E. Newholm
Registration No. 34,400

Dated: July 27, 2004

Customer Account No. 23598

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